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DATE: May 8, 2006

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TO: United States Patent and Trademark Office
COMPANY: Examiner Pedro Philogene, Art Unit 3733

FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier, Reg. No. 43,556

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RE: Response to Non-Final Office Action for U.S. Patent Application No. 10/083,199 to Hai Trieu et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/083,198	RECEIVED CENTRAL FAX CENTER MAY 08 2006
	Filing Date	Feb. 25, 2002	
	First Named Inventor	Hal H. Trieu, et al.	
	Art Unit	3733	
	Examiner Name	Pedro Philogene	
Total Number of Pages in This Submission	17	Attorney Docket Number	M3DI-28/PC484.00

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Krieg DeVault LLP		
Signature	<i>Douglas A. Collier</i>		
Printed name	Douglas A. Collier		
Date	May 8, 2006	Reg. No.	43,556

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Douglas A. Collier</i>		
Typed or printed name	Douglas A. Collier	Date	May 8, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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#679197

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Trieu et al.

Serial No. 10/083,199

Filed February 26, 2002

FLEXIBLE SYSTEMS FOR SPINAL
STABILIZATION AND FIXATION

)
) Before the Examiner

)
) Pedro Philogene

)
) Group Art Unit 3733

)
) Atty Docket No. 4002-2950/PC464.00

)
) May 8, 2006

RESPONSE TO NON-FINAL OFFICE ACTION

In response to the non-Final Office Action mailed February 7, 2006, in the above application, please consider and enter the following amendments and remarks. No fees or extensions of time are believed due for consideration of the enclosed; however, please provide any extensions of time which may be necessary and charge any fees which may be due to deposit account 12-2424, but not including the payment of issue fees.

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May 8, 2006
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Douglas A. Collier
Name of Registered Representative

Signature

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Date of Signature

Office Action Response
Ser. No. 10/083,199
Atty Docket No. 4002-2950/PC464.00
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